IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BLAINE

SOUTH VALLEY GROUND WATER) CASE NO. CV07-21-00243
DISTRICT and GALENA GROUND WATER	
DISTRICT,) ORDER TO SHOW CAUSE) Rule 72, I.R.C.P.
Petitioners,) Kult 72, 1.K.C.I .
)
vs.)
)
THE IDAHO DEPARTMENT OF WATER)
RESOURCES and GARY SPACKMAN in his)
official capacity as Director of the Idaho)
Department of Water Resources,)
)
Respondents.)
)
)

TO: THE ABOVE-NAMED RESPONDENTS, DIRECTOR GARY SPACKMAN AND THE IDAHO DEPARTMENT OF WATER RESOURCES, AND THE PARTIES' COUNSEL OF RECORD IDENTIFIED ON THE CERTIFICATE OF SERVICE; AND THE CLERK OF THE ABOVE ENTITLED DISTRICT COURT

Based upon the Application of Petitioner supported by the Petition for Judicial Review and

Complaint and Declarations filed herein, the Court finds that a prima facie showing has been made

for the entry of a Preliminary Injunction against Respondents as requested by Petitioner.

Accordingly, this Order to Show Cause is issued pursuant to Rule 72, I.R.C.P. Now, therefore,

IT IS HEREBY ORDERED that Respondents be and are hereby ordered to appear before

the Court in the Blaine County Courthouse, 206 1st Avenue South, Hailey, Idaho, Courtroom,

_____, on ______, at the hour of ______ to show cause if any they have

why a Preliminary Injunction should not be issued as requested in Petitioner's Complaint

restraining and enjoining the Respondents from enforcing the June 28, 2021 *Final Order* from the Director of the Department of Water Resources, and enjoining the Director from curtailing Petitioner's members right to pump ground water in accordance with their respective water rights to prevent immediate and irreparable harm or injury and to maintain the status quo during the pendency of this action.

IT IS FURTHER ORDERED that this Order to Show Cause must be served upon the Respondents or their attorney of record at least five (5) days prior to the date of Show Cause hearing.

IT IS FURTHER ORDERED that if the Respondents elect to product testimony and evidence at the hearing, or to cross examine the Petitioner and/or its declarants, they must give notice to the Court and the Petitioner at least 24 hours before the hearing and designate the person(s) sought to be cross-examined.

DATED _____

District Court Judge

CLERK'S CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this _______, I caused to be served a true and correct copy of the foregoing ORDER TO SHOW CAUSE by the method indicated below, and addressed to each of the following:

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Clerk of the Court